

# **ATTACHMENT 1**



## UNITED STATES PATENT AND TRADEMARK OFFICE

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[Jump](#)to record: **Record 1 out of 8**[Check Status](#)*(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)***Typed Drawing****Word Mark****THE MOST PERFECTLY CUT DIAMOND IN THE WORLD****Goods and Services**

IC 035. US 100 101 102. G &amp; S: Retail store services in the field of diamonds; online retail store services in the field of diamonds; wholesale distributorship services in the field of diamonds; wholesale stores featuring diamonds. FIRST USE: 19970101. FIRST USE IN COMMERCE: 19970101

**Mark Drawing Code**

(1) TYPED DRAWING

**Serial Number**

78078313

**Filing Date**

August 8, 2001

**Current Filing Basis**

1A

**Original Filing Basis**

1B

**Supplemental Register Date**

September 18, 2002

**Owner**

(APPLICANT) Hearts on Fire Company CORPORATION DELAWARE 99 SUMMER STREET, 4TH FLOOR Boston MASSACHUSETTS 02110

**Attorney of Record**

GAILYC C. SONIA

**Disclaimer**

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CUT DIAMOND" APART FROM THE MARK AS SHOWN

**Type of Mark**

SERVICE MARK

**Register**

PRINCIPAL-2(F)

**Live/Dead**

**Indicator**

LIVE

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|                           |                           |                           |                          |                            |                           |                             |                     |                      |                           |                           |
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**Serial Number:** 78078313

**Registration Number:** (NOT AVAILABLE)

**Mark (words only):** THE MOST PERFECTLY CUT DIAMOND IN THE WORLD

**Standard Character claim:** No

**Current Status:** Withdrawn from publication.

**Date of Status:** 2004-11-30

**Filing Date:** 2001-08-08

**Transformed into a National Application:** No

**Registration Date:** (DATE NOT AVAILABLE)

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 111

**Attorney Assigned:**  
HUGHITT ELIZABETH A Employee Location

**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2004-11-29

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. Hearts on Fire Company

**Address:**

Hearts on Fire Company  
99 SUMMER STREET, 4TH FLOOR  
Boston, MA 02110  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

**Phone Number:** N.A.

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#### GOODS AND/OR SERVICES

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**International Class:** 035

Retail store services in the field of diamonds; online retail store services in the field of diamonds; wholesale distributorship services in the field of diamonds; wholesale stores featuring diamonds

**First Use Date:** 1997-01-01

**First Use in Commerce Date:** 1997-01-01

**Basis:** 1(a)

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#### ADDITIONAL INFORMATION

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**Disclaimer:** "CUT DIAMOND"

**Section 2(f)**

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2004-11-05 - Law Office Publication Review Completed

2004-10-06 - Assigned To LIE

2004-10-06 - Assigned To LIE

2004-09-28 - Approved for Pub - Principal Register (Initial exam)

2004-09-28 - EXAMINERS AMENDMENT E-MAILED

2004-09-28 - Examiners Amendment - Completed

2004-09-28 - Case file assigned to examining attorney

2004-09-28 - Previous allowance count withdrawn

2004-09-28 - Case file assigned to examining attorney

2004-07-16 - PAPER RECEIVED

2004-04-26 - Case file assigned to examining attorney

2004-02-02 - TEAS Change of Correspondence Received

2003-05-20 - Opposition instituted for Proceeding

2003-01-07 - Extension of time to oppose - Filed

2002-12-03 - Published for opposition

2002-11-13 - Notice of publication

2002-09-24 - Approved for Pub - Principal Register (Initial exam)

2002-09-24 - Amendment to Use approved

2002-09-19 - Examiner's amendment mailed

2002-07-15 - Disapproval of Amendment to use mailed

2002-03-29 - Communication received from applicant

2002-05-16 - Amendment to use processing complete

2002-03-25 - Amendment to Use filed

2002-03-25 - Communication received from applicant

2002-03-25 - PAPER RECEIVED

2001-09-29 - Non-final action mailed

2001-09-25 - Case file assigned to examining attorney

2001-09-19 - Case file assigned to examining attorney

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**CORRESPONDENCE INFORMATION**

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**Correspondent**

GAILYC C. SONIA (Attorney of record)

GAILYC C. SONIA  
HEARTS ON FIRE COMPANY  
99 SUMMER STREET, 4TH FLOOR  
BOSTON, MA 02110

**Phone Number:** 617-523-5588**Fax Number:** 617-523-1437

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### Typed Drawing

|                                 |   |
|---------------------------------|---|
| <b>Word Mark</b>                | THE MOST PERFECTLY CUT DIAMOND IN THE WORLD   |
| <b>Goods and Services</b>       | IC 014. US 002 027 028 050. G & S: Gemstones, namely cut diamonds. FIRST USE: 19970101. FIRST USE IN COMMERCE: 19970101 |
| <b>Mark Drawing Code</b>        | (1) TYPED DRAWING   |
| <b>Serial Number</b>            | 78078314  |
| <b>Filing Date</b>              | August 8, 2001  |
| <b>Current Filing Basis</b>     | 1A  |
| <b>Original Filing Basis</b>    | 1B  |
| <b>Published for Opposition</b> | January 21, 2003  |
| <b>Owner</b>                    | (APPLICANT) Hearts on Fire Company CORPORATION DELAWARE 333 Washington Street, Suite 851 Boston MASSACHUSETTS 021085111 |
| <b>Attorney of Record</b>       | GAILYC C. SONIA   |
| <b>Disclaimer</b>               | NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CUT DIAMOND" APART FROM THE MARK AS SHOWN                               |
| <b>Type of Mark</b>             | TRADEMARK   |
| <b>Register</b>                 | PRINCIPAL-2(F)  |
| <b>Live/Dead Indicator</b>      | LIVE  |

|                           |                           |                           |                          |                            |                           |                             |                     |                      |                           |                           |
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**Serial Number:** 78078314

**Registration Number:** (NOT AVAILABLE)

**Mark (words only):** THE MOST PERFECTLY CUT DIAMOND IN THE WORLD

**Standard Character claim:** No

**Current Status:** An opposition is now pending at the Trademark Trial and Appeal Board.

**Date of Status:** 2004-02-27

**Filing Date:** 2001-08-08

**Transformed into a National Application:** No

**Registration Date:** (DATE NOT AVAILABLE)

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 112

**Attorney Assigned:**  
FAIRBANKS RONALD L Employee Location

**Current Location:** 845 -TTAB

**Date In Location:** 2004-11-17

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

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1. Hearts on Fire Company

**Address:**

Hearts on Fire Company  
333 Washington Street, Suite 851  
Boston, MA 021085111  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

**Phone Number:** N.A.

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**GOODS AND/OR SERVICES**

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**International Class:** 014

Gemstones, namely cut diamonds

**First Use Date:** 1997-01-01

**First Use in Commerce Date:** 1997-01-01

**Basis:** 1(a)

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### ADDITIONAL INFORMATION

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**Disclaimer:** "CUT DIAMOND"

**Section 2(f)**

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### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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### PROSECUTION HISTORY

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2004-07-16 - PAPER RECEIVED

2004-02-11 - Registration canceled - Restored to pendency

2004-02-02 - TEAS Change of Correspondence Received

2003-07-29 - Registered - Principal Register

2003-05-20 - Opposition instituted for Proceeding

2003-02-11 - Extension of time to oppose - Filed

2003-01-21 - Published for opposition

2003-01-01 - Notice of publication

2002-11-18 - Approved for Pub - Principal Register (Initial exam)

2002-09-19 - Communication received from applicant

2002-09-19 - PAPER RECEIVED

2002-06-07 - Unresponsive paper received

2002-06-06 - NON-FINAL ACTION E-MAILED

2002-06-06 - Amendment to Use approved

2002-04-23 - Amendment to use processing complete

2002-03-25 - Amendment to Use filed

2002-03-25 - PAPER RECEIVED

2002-03-25 - Communication received from applicant

2002-03-25 - PAPER RECEIVED

2001-09-25 - Non-final action mailed

2001-09-17 - Case file assigned to examining attorney

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### CORRESPONDENCE INFORMATION

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**Correspondent**

GAILYC C. SONIA (Attorney of record)

GAILYE C. SONIA  
HEARTS ON FIRE COMPANY  
99 SUMMER STREET, 4TH FLOOR  
BOSTON, MA 02110

**Phone Number:** 617-523-5588

**Fax Number:** 617-523-1437

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